



NSC Docket No.: 1477A-2 (CIP)
R&W Docket No.: 03046-0045

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Date: August 1, 1997

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ROGERS & WELLS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Chung-Wai Chiu et al.

Serial No. : 08/374,279

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EXR
9/2/97
Filed : January 18, 1995

For : THERMALLY-INHIBITED STARCHES AND FLOURS
AND PROCESS FOR THEIR PRODUCTION

Examiner : P. Hailey

Group Art Unit : 1106

Assistant Commissioner of Patents
Washington, D.C. 20231

AMENDMENT

This is submitted in response to the final Office Action mailed February 4, 1997. A response was due May 4, 1997. A petition for a Three Month Extension of Time to August 4, 1997 and the requisite fee are enclosed.

The Examiner is thanked for the withdrawal of the §103 obviousness rejection of Claims 12-17 over Wurzburg et al.

Claims 12-17 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting over Claims 1-21 of copending Application No.


08/473,688. Although the conflicting claims are not identical, the Examiner believes they are not patentably distinct from each other.

Submitted herewith is the required Terminal Disclaimer and the requisite fee.

Withdrawal of the provisional rejection and an early allowance of elected Claims 12-17 is respectfully requested.

Respectfully submitted,

Dated: August 1, 1997


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